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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/685,237	10/14/2003	Kenneth B. Stokes	P-3586.01 Continuation 3

Kenneth J. Collier  
 Medtronic, Inc.  
 710 Medtronic Parkway N.E.  
 Minneapolis, MN 55432

CONFIRMATION NO. 4635  
**FORMALITIES LETTER**



\*OC000000011854331\*

Date Mailed: 02/06/2004

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS  
 CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE  
 DISCLOSURES**

*Filing Date Granted*

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- o This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- o A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- For Rules Interpretation, call (703) 308-4216**
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*A copy of this notice MUST be returned with the reply.*

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT Serial No. 09/896,994

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date appearing below.

By *Juanita I. Traufler*  
Juanita I. Traufler

Medtronic, Inc.

Date *March 31, 2004*

PATENT APPLICATION  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Kenneth B. Stokes, Josee Morissette )  
Serial No. : 10/685,237 )  
Filed : October 14, 2003 ) Group Art Unit:  
For : System and Method for Enhancing Cardiac Signal Sensing ) Examiner:  
By Cardiac Pacemakers through Genetic Treatment )  
Docket No. : P-3586.01 Continuation 3 )

REQUEST TO USE PRIOR SUBMITTED SEQUENCE LISTING IN ACCORDANCE  
WITH 37 C.F.R. 1.821(e), 1.821(f), 1.821(g), 1.825(b) or 1.825(d) (SEQUENCE LISTING)

Mail Stop Missing Parts  
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P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants request, as provided for under 37 CFR 1.821(e), that the previous sequence listing provided with SN 09/896,995, 10/01/01 and SN 09/514,907 provided on 11/19/02 and 12/07/02 be used in lieu of submitting a new sequence listing. Because the referenced sequence listing in the present application is the sequence listing previously submitted in the parent case(s), the sequence listings and the disk containing the sequence listings in computer readable copy are identical to those on file.

04/07/2004 SZEYDIE1 00000131 132546 10685237  
01 FC:1460 130.00 DA

Respectfully submitted,

Kenneth J. Collier, Attorney/Agent for Applicant(s)  
Registration No. 34,982  
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DOCKET NO. P-3586.01 CONT 3

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**TRANSMITTAL**

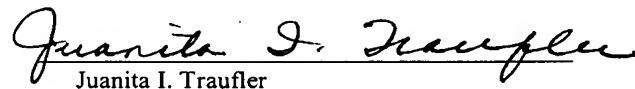
In re Application of: Kenneth B. Stokes and Josee Morissette

Serial No.: 10/685,237

Filed: October 14, 2003

For: System and Method for Enhancing Cardiac Signal Sensing by Cardiac Pacemakers through Genetic Treatment

**CERTIFICATE OF MAILING UNDER 37 CFR 1.8:** I hereby certify that this TRANSMITTAL and the paper(s), as described herein, are being deposited in the U.S. Postal Service, as first class mail, addressed to Mr. Mark Spencer, STIC, Office for Patents and Trademarks, CM-1, Room 9E18, Washington, D.C. 20231 on this 31 day of MARCH, 2004.

  
Juanita I. Traufler

Mail Stop Box Missing Parts  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

We are transmitting herewith the attached:

Transmittal  
 Request to use prior submitted sequence listing in accordance with 37 C.F.R. 1.821(e), 1.821(f), 1.821(g), 1.825(b) or 1.825(d)  
 Print-out of computer readable copy  
 Return Postcard

FEE CALCULATION \$130.00 and

Please charge any additional fees or credits to Deposit Account No. 13-2546 which may have been overlooked on this Transmittal with regard to this filing. A duplicate of this transmittal is enclosed.

March 31, 2004

Date

  
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